

General Waiver Cover Sheet
CALIFORNIA STATE BOARD OF EDUCATION
JANUARY 2004 AGENDA
Item No. WC-9

TITLE: Request by San Bernardino County Superintendent of Schools Regional Occupational Program to waive <i>Education Code</i> (EC) Section 52314.6(a) regarding the 3% limit enrollment of students under the age of 16, in the Regional Occupational Program (ROP), which will cover all sixteen districts and the juvenile court school program within the district ROP Consortium.	<div><div><div><div><div></div></div><div><div></div></div></div><div><div></div></div><div><div><div></div></div><div><div></div></div></div></div><div>ACTION INFORMATION <u>X</u> CONSENT</div></div>
CDSIS: 5-11-2003	

RECOMMENDATION:

The Department recommends: Approval, with the following conditions: (1) All SBE waiver guidelines must be adhered to, (2) age 16 enrollment be limited to 10 percent of ADA funded in the prior year Annual Apportionment, and (3) approval for **one year** only (although request is for two years). For the juvenile court program, this approval only includes the courses taught by the ROP, which are landscaping and a computer course.

Summary of Previous State Board of Education Discussion and Action:

Waiver requests of this type have been discussed and approved by the State Board under a SBE Waiver Policy.

Summary of Key Issue(s):

San Bernardino County Superintendent of Schools Regional Occupational Program (ROP) is requesting this waiver to cover all sixteen districts and the juvenile court school program. The waiver is needed to allow students recommended by their counselors/administrators to have access to, and benefit from, Regional Occupational Centers and Programs (ROCP) instruction in all of their participating districts.

The previously approved waiver was exclusive to the four districts as designated. In many cases, students are enrolled in district career academics or career pathways that begin in the 9th or 10th grade but, because of the under age 16 limitation, cannot participate in the learning opportunities ROCPs provide. This waiver ensures the availability of ROCP training and services necessary to meet the greatest needs of individual students and schools.

San Bernardino County Superintendent of Schools ROP has also provided assurances that they agree to all of the conditions specified by the California State Board of Education Policy 00-06 dated June 2000. These assurances meet all the requirements of the State Board of Education's waiver policy for a waiver of *Education Code* (EC) Section 52315.6.

Bargaining unit(s) consulted: ROP teachers in the County are not represented by the union because they only have non-permanent "hourly" teacher status.

San Bernardino County Waiver - pg 2

Position of bargaining unit (choose only one): ☐ Neutral ☐ Support ☐ Oppose

Name of bargaining unit representative:

Public hearing identified by (choose one or more):

X posting in a newspaper X posting at each school ☐ other (specify)

Public hearing held on: 11/3/2003

Local board approval date: 11/3/2003

Advisory committee(s) consulted: ROP Coordinating Council (composition representatives from the 16 member districts of the ROP)

Objections raised (choose one): X None ☐ Objections are attached on separate sheet

Date consulted: September 18, 2003

Effective dates of request: 7/1/2003 through 6/30/2004

Fiscal Analysis (as appropriate):

There is no fiscal impact to the Department or the ROP.

Background Information Attached to this Agenda Item:

Waiver request forms and supporting documents are available for inspection in the Waiver Office.